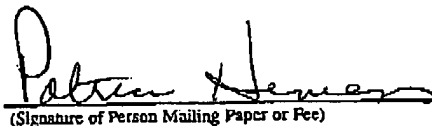


Atty Dkt No. PP01468.002
2300-1468
PATENT

"Express Mail" Mailing Label No. EV 036 420 702 US Date of Deposit February 20, 2002
I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Box CPA, Washington, D.C. 20231.

Patricia Himencs
(Typed or Printed Name of Person Mailing Paper or Fee)


(Signature of Person Mailing Paper or Fee)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

SHIRLEY *et al.*

Serial No.: 09/187,661

Group Art Unit: 1653

Filing Date: November 6, 1998

Examiner: F. Moezie

Title: NOVEL IGF-I COMPOSITION AND ITS USE

COMMUNICATION

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

This communication accompanies the request for Continued Prosecution Application in the above-referenced application. The applicants' petition filed on June 5, 2000 and supplemented December 21, 2001 to correct the filing date to November 6, 1998 instead of November 5, 1998 was dismissed by the Office of Petitions on January 30, 2002. The Office identified further evidence required to file a request for reconsideration. In order to collect the necessary evidence and provide the Office with time required to consider the request for reconsideration, the applicants have filed this CPA. Aside from the correction of the filing date, the applicants believe the application is in condition for allowance.

#29
sq
3/3/03

Atty Dkt No. PP01468.002
USSN: 09/187,661
PATENT

Please direct all further written communications regarding this application to:

Joseph H. Guth, Esq.
CHIRON CORPORATION
Intellectual Property - R440
P.O. Box 8097
Emeryville, CA 94662-8097.

Respectfully submitted,

Date: February 20, 2002

By: Narinder S. Banait
Narinder S. Banait
Registration No. 43,482
Attorney for Applicants

ROBINS & PASTERNAK
545 Middlefield Road, Suite 180
Menlo Park, CA 94025
Telephone: (650) 325-7812
Fax: (650) 325-7823

COPY

ATTORNEY DOCKET PP01468.02 DATE February 20, 2002
 (2300-1468) Exp. Mail No. EV 036 430 702 US

Continued Prosecution Application Request
 Transmittal (CPA), Communication, Check (\$848)

PAPER: _____
 INVENTOR: Shirley et al.
 SERIAL NO.: 09/187,661
 FILING DATE: November 5, 1998

RECEIVED BY THE UNITED STATES PATENT AND TRADEMARK OFFICE



EV 036420702 US



POST OFFICE
 TO ADDRESSEE

UNITED STATES POSTAL SERVICE®

ORIGIN (POSTAL USE ONLY)			DELIVERY (POSTAL USE ONLY)		
PO ZIP Code	Day of Delivery <input type="checkbox"/> Next <input type="checkbox"/> Second	Flat Rate Envelope <input type="checkbox"/>	Delivery Attempt	Time <input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Date In	<input type="checkbox"/> 12 Noon <input type="checkbox"/> 5 PM	Postage \$	Mo. Day	<input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Time In <input type="checkbox"/> AM <input type="checkbox"/> PM	Military <input type="checkbox"/> 2nd Day <input type="checkbox"/> 3rd Day	Return Receipt Fee	Mo. Day	<input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
Weight lb. oz.	Int'l Alpha Country Code	COD Fee Insurance Fee	Mo. Day	<input type="checkbox"/> AM <input type="checkbox"/> PM	Employee Signature
No Delivery <input type="checkbox"/> Weekend <input type="checkbox"/> Holiday	Acceptance Clerk Initials	Total Postage & Fees \$	<input type="checkbox"/> WAIVER OF SIGNATURE REQUIRED (If checked, no signature is required for delivery. This service is available for mailpieces with a maximum weight of 10 pounds and a maximum length of 15 inches. It is not available for mailpieces that are insured, registered, or certified.) <input type="checkbox"/> NO DELIVERY (If checked, the mailpiece will not be delivered to the addressee.)		
CUSTOMER USE ONLY METHOD OF PAYMENT: Express Mail Corporate Acct. No. X958888			Federal Agency Acct. No. or Postal Service Acct. No.		
FROM: (PLEASE PRINT) PHONE ()			TO: (PLEASE PRINT) PHONE ()		
ROBINS & PASTERNAK LLP 90 MIDDLEFIELD RD STE 200 MENLO PARK CA 94025-3510 (2300-1468)			Box CPA Assistant Commissioner for Patents Washington, D.C. 20231		

Mailing Label
 Label 11-F August 2000

F02

99/13

PRESS HARD.

You are making 3 copies.

FOR PICKUP OR TRACKING CALL 1-800-222-1811

www.usps.com



ROBINS & PASTERNAK LLP 650-323-7812 90 MIDDLEFIELD ROAD, SUITE 200 MENLO PARK, CA 94025		1073
DATE <u>2/20/02</u>		90-4153/1211
PAY TO THE ORDER OF	ASSISTANT COMMISSIONER FOR PATENTS	\$ <u>848.00</u>
<u>Eight hundred forty-eight and 19/100</u>		DOLLARS
MID-PENINSULA BANK 100 S. Ellsworth Ave., San Mateo, California 94401 650-323-5150		
FOR	<u>09/187,661</u>	<u>Susan LaMont</u>
⑈001073⑈ +⑈121141534⑈0264684601⑈		

Cooley Godward LLP

ATTORNEYS AT LAW

FAX

THIS FACSIMILE AND THE INFORMATION IT CONTAINS ARE INTENDED TO BE A CONFIDENTIAL COMMUNICATION ONLY TO THE PERSON OR ENTITY TO WHOM IT IS ADDRESSED. IF YOU HAVE RECEIVED THIS FACSIMILE IN ERROR, PLEASE NOTIFY US BY TELEPHONE AND RETURN THIS ORIGINAL FAX TO THIS OFFICE BY MAIL.

Five Palo Alto Square
3000 El Camino Real
Palo Alto, CA
94306-2155

MAIN (650) 843-5000
FAX (650) 857-0663

Offices:
Broomfield, CO
Palo Alto, CA
Reston, VA
San Diego, CA
San Francisco, CA

DATE: February 11, 2003

PLEASE DELIVER TO:	PHONE NO.:	FAX NO.:
Examiner Russel	703-746-5175	

FROM: Roberta L. Robins

PHONE: (650) 843-5589

REPLY FAX: (650) 857-0663

RE:

NUMBER OF PAGES, INCLUDING COVER PAGE: 7	Client Number: 034160-2000
	Requestor #:

MESSAGE:

See enclosed copies of papers filed February 20, 2002.

If you do not receive all of the pages, please call
Sender's Name at Sender's Phone Number as soon as possible.

COPY

CONTINUED PROSECUTION APPLICATION (CPA) REQUEST TRANSMITTAL
UNDER 37 CFR 1.53(d)Atty Dkt No. PP01468.002
(2300-1468)

Address to:

Box CPA
Assistant Commissioner for Patents
Washington, D.C. 20231

First Named Inventor: Shirley et al.

Express Mail Label No. EV 036 420 702 US

Total Pages: 2

EVD36420702US

x

"Express Mail" Mailing Label No. EV 036 420 702 US

Date of Deposit February 20, 2002

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and is addressed to the Assistant Commissioner for Patents, Box CPA, Washington, D.C. 20231.

Patricia Himenes

(Typed or Printed Name of Person Mailing Paper or Fee)

Patricia Himenes
(Signature of Person Mailing Paper or Fee)

This is a Request for a X continuation ___ divisional application under 37 CFR 1.53(d), (continued prosecution application (CPA)) of prior application serial no. 09/187,661 filed on November 6, 1998, entitled NOVEL IGF-I COMPOSITION AND ITS USE. This application was filed before May 29, 2000.

1. _ Enter the unentered amendment previously filed on * under 37 CFR 1.116 in the prior nonprovisional application.
2. _ A preliminary amendment is enclosed.
3. _ This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).
 - a. _ DELETE the following inventor(s) named in the prior nonprovisional application: *
 - b. _ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. _ A new Power of Attorney or authorization of agent (PTO/SB/81) is enclosed.
5. _ Information Disclosure Statement (IDS) is enclosed:
 - a. _ PTO-1449
 - b. _ References

Total Claims 26 minus 20 = 6	x \$18.00	\$108
Independent Claims 3 minus 3 = 0	x \$84.00	\$
Multiple dependent claims (if applicable)	\$280.00	\$
	BASIC FEE	\$740
	TOTAL OF ABOVE CALCULATIONS	<u>\$740</u>
Reduction by 1/2 for filing by small entity (Note 37 CFR 1.9, 1.27, 1.28).		<u>\$</u>
	TOTAL	\$848

6. Small entity status:
- a. Applicants claim small entity status.
- b. is no longer claimed.
7. X The Commissioner is hereby authorized to credit overpayments or charge any additional fees to Deposit Account No. 18-1648.
8. X A check to cover the \$ 848 application fee is enclosed.
9. X Other: return postcard; Communication
10. X Correspondence address

CHIRON CORPORATION
Intellectual Property - R440
P.O. Box 8097
Emeryville, CA 94662-8097
phone: (650) 325-7812
fax: (650) 325-7823.

February 20, 2002
(date)

Narinder S. Banait
Narinder S. Banait
Reg. No. 43,482
Attorney for Applicants